

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	: Thomas C. Richards et al.	Art Unit	: 1745
Serial No.	: 10/633,339	Examiner	: Alix Elizabeth Echelmeyer
Filed	: August 1, 2003	Conf. No.	: 4181
Title	: BATTERY		

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated January 14, 2009, finally rejecting claims 1-13, 15, 51-70, 83-85, 87 and 89.

The fee of \$540 is being paid concurrently on the electronic filing system by way of deposit account authorization. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: March 13, 2009

/Denis G. Maloney/
Denis G. Maloney
Reg. No. 29,670

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110
Telephone: (617) 542-5070
Facsimile: (877) 769-7945

22145958.doc

CERTIFICATE OF MAILING BY EFS-WEB FILING

I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date: March 13, 2009